IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
Criminal Application No.1330 of 2007

Mr.Jayesh Nayak — Applicant
Vs.
Arrow Coated Products Ltd. & anr. — Respondents

Mr.Shailesh Kantharia for applicant.
Mr.D.R.More, APP for State.

CORAM: B.H.MARLAPALLE, J.

October 11, 2007.

P.C.

. Heard Mr.Kantharia, the learned counsel for the applicant who is impleaded as an accused in C.C. No.285/SS/2005. The order of issuance of process passed on 14/3/2002 came to be challenged belatedly by filing Criminal Application under Stamp No.460 of 2007 along with an application registered as Misc. Application No.164 of 2007 for condonation of delay. It appears that the said application for condonation of delay was not pressed for and consequently it was allowed to be withdrawn along with the revision application. The accused has, therefore, approached this Court challenging the order of process and that too having withdrawn the application for condonation of delay as well as the revision application filed therein.

. Even otherwise with the help of Mr.Kantharia, the larned counsel for the applicant, I have gone through the averments made in the complaint filed by the present respondent no.1. I am satisfied that a triable case has been made out and there is no case for invoking the powers under Section 482 of Cr.P.C. so as to quash the proceedings.

. Hence the application is rejected.

(B.H.MARL